Application No.: 10/627,246

Amendment dated: August 2, 2005

Reply to Advisory Office Action of: July 8, 2005

## **REMARKS/ARGUMENTS**

The examiner has allowed claims 1, 2, 4, and 9 through 13. Claim 7 has been amended to overcome the rejections under 35 U.S.C. §112, first paragraph and to define the limitations more clearly.

Dumler et al. (United States Patent No. 6,612,764) discloses a cosmetic applicator unit with two separate opposing applicators affixed to each other. The 2 separate applicator tips on the 2 separate applicators are positioned on opposite ends along the same axis. Each applicator is disposed in a separate reservoir that is threaded to the <u>base</u> of the applicator, <u>away</u> from the applicator tip of that same applicator. Applicant's invention has the opening means closer to the applicator tip on the elongated member than the other end of the same applicator, which is exactly the <u>opposite</u> of Dumler et al.'s applicator unit.

Applicant hereby submits that the claim rejections under 35 U.S.C. §112 and §102(b) have all been overcome. Therefore, applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

Joe Niek

Registration Number: 46,961 18760 E. Amar Road, #204

Walnut, CA 91789 Tel: (626) 964-4227

Fax: (626) 854-5717

E-Mail: nieh@justice.com

Application No.: 10/627,246

Amendment dated: August 2, 2005

Reply to Advisory Office Action of: July 8, 2005

Certificate of Mailing: I certify that on the date below this document and referenced attachments, if any, will be deposited with the U.S. Postal Service by 1<sup>st</sup> Class Mail in an envelope addressed to: "Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450."

August 2, 2005

Joe Nieh

Registration Number: 46,961 18760 E. Amar Road, #204

Walnut, CA 91789 Tel: (626) 964-4227 Fax: (626) 854-5717

E-Mail: nieh@justice.com